IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 3RD DECEMBER 2007 / 12TH AGRAHAYANA 1929

Bail Appl..No. 7416 of 2007()

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CRIME NO. 309/07 OF VELLIKULANGARA POLICE STATION
CP.250/2007 of J.M.F.C.,CHALAKUDY

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PETITIONER/ACCUSED

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THOMAS, S/O. THOMANKUTTY,
KARUMATHI HOUSE, KODASSERY VILLAGE,
MANALAYI DESOM, THRISSUR DISTRICT.

BY ADV. SRI.A.C.DEVY

RESPONDENTS: COMPLAINANT

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THE STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. S.U. NAZAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 03/12/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

**R. BASANT, J.**

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**B.A. NO. 7416 of 2007**

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**Dated this the 3rd day of December, 2007**

**ORDER**

Application for regular bail. The petitioner faces allegations under the Kerala Abkari Act. He was allegedly found to be in possession of 1.750 litres of arrack on 24/10/07. He was arrested and continues in custody from that date. The petitioner has one other case also registered under the Kerala Abkari Act, submits learned Public Prosecutor. The learned Public Prosecutor further submits that the final report has already been filed on 12/11/07.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioner can now be enlarged on bail subject to appropriate terms and conditions.

3. **In the result:**

(a) The application is allowed.

(b) The petitioner shall be released on bail on the

following terms and conditions:

(i) The petitioner shall execute a bond for Rs.50,000/- with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

(ii) The petitioner shall make himself available for interrogation before the Investigating Officer as and when directed by the Investigating Officer in writing to do so.

**(R. BASANT, JUDGE)**

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